

EXHIBIT B

Declaration of
Dr. Michael Minev

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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

MARCELL WILLIAMS,

Plaintiff,
vs.

WARDEN OF SOUTHERN DESERT
CORRECTIONAL CENTER, et al.,

Defendants.

CASE NO. 2:20-cv-00639-RFB-BNW

**DECLARATION OF MEDICAL
DIRECTOR, MICHAEL MINEV**

I, Michael Minev, hereby declare based on personal knowledge and/or information and belief, that the following assertions are true.

1. I am currently employed by the Nevada Department of Corrections (NDOC) as Medical Director for the NDOC. As part of my regular duties, I oversee inmate health care at each institution within the NDOC system. I am also specifically tasked with implementing medical policy and directives for the NDOC. These policies and directives establish the minimum requirements that must be complied with by medical personnel and staff. However, as these are minimum requirements, and medical professionals are required and expected to use their own medical judgment, each medical professional may exceed these minimum requirements when they believe it is necessary to do so based on their medical judgment.

2. In my capacity as Medical Director for the NDOC, and at the request of Chief Deputy Attorney General D. Randall Gilmer, I have reviewed the documents marked as **Exhibits A, J, M, and N** that I understand will be used in case number 2:20-cv-00639-

1 RFB-BNW in the United States District Court for the District of Nevada. After reviewing
2 those records, I can attest that I was either a recipient or sender of each email and
3 attachment contained in **Exhibit A**, and that those emails and attachments accurately
4 reflect the policies and procedures in place regarding COVID-19 within the NDOC. I also
5 attest that I was a recipient of to all staff memoranda written on official NDOC letter head
6 by Deputy Director Harold Wickham (NDOC-COVID000017) and Director Charles Daniels
7 (NDOC-COVID000018-19), both dated March 16, 2020. I also attest that I was the author
8 of the emails contained at **Exhibits J and M**, dated March 18 and April 2, 2020,
9 respectively. Finally, I can attest that the CDC interim guidance information attached at
10 **Exhibit N** is a document with which I am familiar, that it is an authentic copy of the
11 information contained on the CDC website, and that I have relied on that, as well as other
12 medical guidance, in crafting and putting into place the COVID-19 protocols implemented
13 by NDOC.

14 3. As Medical Director, I work closely with Chief of Nursing Wickham to ensure
15 that the COVID-19 protective protocols put in place are being consistently adhered to
16 throughout all NDOC institutions.

17 4. As Medical Director, I oversee the screening protocols of all individuals who
18 wish to gain access to any NDOC facility and the medical screening procedures put in place
19 with regard to inmates housed within NDOC.

20 5. The protocols regarding entry into an NDOC facility are not discretionary.
21 They must be adhered to. Any failure to adhere to these COVID-19 protective protocols will
22 result in access to the institution being denied. In addition to temperature checks and
23 visual inspection of each potential entrant to an NDOC institution, I have also required
24 that all individuals awaiting screening exercise social distancing, meaning that a minimum
25 of six (6) feet will be maintained between all individuals while they await screening and
26 clearance to enter a facility.

27 6. The screening procedures were implemented at each NDOC institution on
28 March 3, 2020.

1 7. I attest the medial protocols more fully described in ¶ 2 are used to monitor
2 all inmates within the NDOC. Specifically, every inmate arriving at an NDOC institution
3 has their temperature taken as soon as they arrive onsite. They are also asked whether
4 they have any current symptoms of illness, recent travel, or know of any potential contact
5 with a COVID-19 positive patient.

6 8. The NDOC also requires all inmates transferring into any NDOC facility,
7 whether from another NDOC facility or from outside the NDOC, to be medically observed
8 and isolated from other inmates at the institution for a minimum of fourteen (14) days.
9 Each institution as specifically identified locations for these observations. During this time,
10 any symptoms that an inmate may have that are consistent with a potential COVID-19
11 infection, result in the inmate being quarantined from the other inmates until such time
12 as COVID-19 can be ruled out. At Southern Desert Correctional Center, inmates are
13 isolated in Unit 7, which is the quarantine and isolation unit. Any inmate that exhibits
14 symptoms consistent with a potential COVID-19 diagnosis are removed from Unit 7 and
15 observed in the medical building until they are symptom free.

16 9. As of the date of this declaration, upon information and belief, seven (7)
17 inmates have been tested for COVID-19 based on medical observations and symptoms
18 suggesting a possible COVID-19 diagnosis. In all instances, the test results have revealed
19 that the inmate does not have COVID-19. The most recent negative test occurred on April
20 6, 2020. As of April 8, 2020, there are two test results that remain pending.

21 10. I am also aware that as of the date of this declaration, four employees of the
22 NDOC system have tested positive for COVID-19. Each of those individuals have been
23 informed that they will not be able to return to work until the end of a 14-day quarantine,
24 showing no symptoms for at least 72 hours, until a negative test has been confirmed, and
25 until any further medical clearance is deemed necessary to ensure not only the health of
26 those individuals, but also the health and welfare of all inmates and other individuals
27 within the NDOC system.

28 . . .

